IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.10025 OF 2004

M/s Sundeep Polymers Pvt Ltd Petitioner.

Vs

M/s JAK Printers Pvt Ltd. Respondent

Ms Shradha Hemdev i/b M/s Makhija Associates, for the petitioner.

Mr J.B.Patel, for the respondent.

CORAM : D.B.BHOSALE,J.

DATE : 21st December, 2004.

PC:

1. Heard the learned counsel for the parties.

2. Ms Hemdev, learned counsel for the petitioner, on instructions, states that the petitioner is prepared to deposit an amount as per the order dated 24.10.2004 on or before 10.1.2005. In view of his statement, Mr Patel, learned counsel for the respondent, has no objection for extending the time to deposit the amount till 10.1.2005. After having considered the submissions of the learned counsel for the parties, I am satisfied that the following order will meet the ends of justice.

(i) Time to deposit the amount as per the order dated 24.10.2004 stands extended till 10.1.2005, failing which

the impugned order shall operate against the petitioner.

(ii) The order of striking out the defence will stand vacated if the petitioner complies with the order on or before 10.1.2005.

3. The writ petition stands disposed of.

(D.B.BHOSALE, J.)